FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.3173 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.K.L.Vishwakarma for the petitioners.

Mr.S.S.Tatkare APP for the State.

Coram : R.S.Mohite,J

Date : 28.4.2006.

PC

1. This is a petition challenging the issue of process. The point which is raised is that the list of witnesses is not filed. That point has been decided by this Court in the case of **Pramila Mahesh Shah V/s. Employees State Insurance Corporation reported in 2002 CRI L.J. 2454**, wherein this Court has taken a view that non compliance of Section 204(2) does not invalidate issue of process where matter is at initial stage. Direction can be given

to furnish copy of list of witnesses if any, before proceedings actually commenced. In the present case list of witnesses was in fact submitted. There is no substance in the Writ petition. Petition is therefore, dismissed.

(R.S.Mohite,J)